

**A RESOLUTION BY
FINANCE/EXECUTIVE COMMITTEE**

09- R -0991

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE AGREEMENT WITH INDUSTRIAL FURNACE COMPANY, INC. (IFCO), FOR INCINERATOR MAINTENANCE REPAIR AND REPLACEMENT ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED THOUSAND DOLLARS AND NO CENTS (\$400,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID LISTED FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS IN THE FOLLOWING AMOUNTS: \$200,000.00 - 5051 (WATER & WASTEWATER REVENUE FUND) 170204 (DWM TREATMENT PLANT - RM CLAYTON) 5222002 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS) and \$200,000.00 - 5051(WATER & WASTEWATER REVENUE FUND) 170205 (DWM TREATMENT PLANT - UTOY CREEK) 5222999 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta (the "City") owns and operates four Water Reclamation Centers ("WRC"); and

WHEREAS, the Department of Watershed Management ("Department") has identified the need for upgrades, repair, and maintenance to the incinerators for R. M. Clayton and Utoy Creek Water Reclamation Centers; and

WHEREAS, Industrial Furnace Company, Inc., is the recommended sole source because it is the design manufacturer that previously installed and holds the patent for the hearth designs at the City's Water Reclamation Center; and

WHEREAS, the Chief Procurement Officer has authorized a sole source procurement in accordance with the City of Atlanta Code of Ordinances Section 2-1191; and

WHEREAS, the Commissioner of the Department of Watershed Management and the Chief Procurement recommend that a Sole Source Agreement be awarded to Industrial Furnace Company, Inc. ("IFCO"), for Incinerator Maintenance Repair and Replacement, for a term of one (1) year with two (2) one (1) year renewal options in an amount not exceed Four Hundred Thousand Dollars and No Cents (\$400,000.00).

THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute a Sole Source Agreement with Industrial Furnace Company, Inc. ("IFCO"), for Incinerator Maintenance Repair and Replacement, in an amount not to exceed Four Hundred Thousand Dollars and No Cents (\$400,000.00) on behalf of the Department of Watershed Management.

BE IT FURTHER RESOLVED, that the term of the Agreement shall be for a term of one (1) year with two (2) one (1) year renewal options at the sole discretion of the City.

BE IT FURTHER RESOLVED, that the Chief Procurement Officer is directed to assist the City Attorney in the preparation of the Contract for execution by the Mayor.

BE IT FURTHER RESOLVED, that the Agreement will not become binding upon the City, and the City will incur no liability under it until the Agreement is approved as to form by the City Attorney, executed by the Mayor, attested to by the Municipal Clerk, and delivered to Industrial Furnace Company, Inc. (IFCO).

BE IT FURTHER RESOLVED, that the funding of the Agreement shall be subject to and expressly contingent upon the City's adoption and approval of the FY 2010 budget and the appropriation of sufficient funds to the associated funding sources.

BE IT FINALLY RESOLVED, that all contracted work shall be charged to and paid from the listed Fund Department Organization and Account Numbers in the following amounts: \$200,000.00 - 5051 (Water & Wastewater Revenue Fund) 170204 (DWM Treatment Plant - RM Clayton) 5222002 (Repair & Maintenance-Equipment) 4335000 (Sewage Treatment Plants); \$200,000.00 - 5051(Water & Wastewater Revenue Fund) 170205 (DWM Treatment Plant - Utoy Creek) 5222999 (Repair & Maintenance-Equipment) 4335000 (Sewage Treatment Plants).

LEGISLATIVE SUMMARY
FC-4941, Incinerator Maintenance, Repair and Replacement

TO: Finance/Executive Committee

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE AGREEMENT WITH INDUSTRIAL FURNACE COMPANY, INC. (IFCO), FOR INCINERATOR MAINTENANCE REPAIR AND REPLACEMENT ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED THOUSAND DOLLARS AND NO CENTS (\$400,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID LISTED FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS IN THE FOLLOWING AMOUNTS: \$200,000.00 - 5051 (WATER & WASTEWATER REVENUE FUND) 170204 (DWM TREATMENT PLANT - RM CLAYTON) 5222002 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS) and \$200,000.00 - 5051(WATER & WASTEWATER REVENUE FUND) 170205 (DWM TREATMENT PLANT - UTOY CREEK) 5222999 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS); AND FOR OTHER PURPOSES.

Committee Meeting Date:	May 27, 2009
Council Meeting Date:	June 1, 2009
Legislation Title:	Incinerator Maintenance Repair and Replacement
Requesting Dept.:	Watershed Management
Contract Type:	Sole Source - Section §2-1191
Advertisement:	N/A
Bids/Proposals Due:	N/A
Invitations Mailed:	N/A
Bids/Proposals Received:	N/A
Bidders/Proponents:	N/A
Contractor:	Industrial Furnace Company, Inc.
Estimated Value:	\$400,000.00
Scope Summary:	Service includes repair, replacement inspection, integration and installation of various parts and equipment to the incinerators located at RM Clayton and Utoy Creek Water Reclamation Centers.
Background:	Original contract execution date TBD

Evaluation Team:

N/A

Term of Contract:

The Agreement has a base term of one (1) year with a two (2)-one (1) year renewal options.

Fund Account Centers:

\$200,000.00 - 5051 (Water & Wastewater Revenue Fund) 170204 (DWM Treatment Plant - RM Clayton) 5222002 (Repair & Maintenance-Equipment) 4335000 (Sewage Treatment Plants); \$200,000.00 - 5051 (Water & Wastewater Revenue Fund) 170205 (DWM Treatment Plant - Utoy Creek) 5222999 (Repair & Maintenance-Equipment) 4335000 (Sewage Treatment Plants).

Prepared By:

Kimberly Lyons, Contracting Officer

Contact Number:

(404) 865-8521



CITY OF ATLANTA
DEPT. OF PROCUREMENT

09 APR -2 AM 11: 32

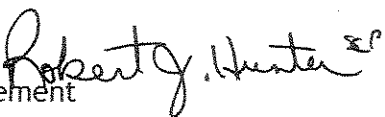
SHIRLEY FRANKLIN
MAYOR

CITY OF ATLANTA
55 TRINITY AVENUE., SW, SUITE 5400, SOUTH BLDG.
ATLANTA, GEORGIA 30303-0324
OFFICE (404) 330-6081
FAX (404) 658-7194

DEPARTMENT OF
WATERSHED MANAGEMENT
ROBERT J. HUNTER
Commissioner

March 31, 2009

TO: Adam L. Smith, Chief Procurement Officer
Department of Procurement

FROM: Robert J. Hunter, Commissioner 
Department of Watershed Management

RE: Repair, Replacement and Maintenance of Incinerator Equipment @ R. M.
Clayton and Utoy Creek Water Reclamation Centers, "Sole Source Request"

Contractor: Industrial Furnace Company, Inc.

The City of Atlanta - Department of Watershed Management (DWM) has the responsibility of providing Long Term Bio-Solids Management for the Bureau of Wastewater Treatment and Collections facilities.

The repairs, replacement of parts, and upgrades and maintenance work have been performed by Industrial Furnace Company (IFCO), who holds the patent on hearth design. Our Multiple Hearth Furnace Burner (MHFB) was also installed by MHF Services a division of IFCO along with our Scrubber System, the Induced Fans, the internal castings, sludge feed system and computerized programmable logic control system which controls the entire system. Additionally, all compatible components for the combustion system were installed by IFCO.

The Water Reclamation Centers each process over 250 wet tons of sludge per day, and without the these services it would be impossible to provide the proper plant maintenance , comply with environmental standards and avoid spills into the Chattahoochee River, which would endanger the public's health to our downstream users.

Under Section § 2-1191, Sole Source Procurement, of the Atlanta City Code of Ordinances, the Department of Watershed Management is requesting approval of a Sole Source Contract with Industrial Furnace Company, Inc. for the patent related equipment owned by DWM. The term of the contract shall be for One (1) year with two (2) one year renewal options.

We anticipate submitting legislation to Atlanta City Council for legislative cycle 8, May 18, 2009. The above requested services are for a not to exceed amount of \$400, 000.00, to be charged to and paid from: \$200,000.00 - R. M. Clayton: 5051.170204. 5222002.4335000 and \$200,000.00 - Utoy Creek: 5051.70205. 5222002. 4335000.

Page 2

Repair, Replacement and Maintenance of Incinerator Equipment @ R. M.
Clayton and Utoy Creek Water Reclamation Centers, "Sole Source Request"

If you have any questions or require additional information, please contact Willie Canidate,
Contracting Officer Sr. at 404.330.6335.

Attachment

RJH: SP/wc

C: Sheila Pierce, DWM
 David St. Pierre, DWM
 Cathy Martin, DOP
 Willie Canidate, DWM



CITY OF ATLANTA

SUITE 1790

55 TRINITY AVENUE, SW

ATLANTA, GA 30303

(404) 330-6204 Fax: (404) 658-7705

Internet Home Page: www.atlantaga.gov

Shirley Franklin
Mayor

DEPARTMENT OF PROCUREMENT


Adam L. Smith, Esq.

Chief Procurement Officer

asmith@atlantaga.gov

MEMORANDUM

TO: Robert J. Hunter
Commissioner, Department of Watershed Management

FROM: Adam L. Smith 

RE: **Sole Source Authorization for Incinerator Maintenance, Repair and Replacement of Equipment at R.M. Clayton and Utoy Creek Water Reclamation Centers**

DATE: April 22, 2009

On March 5, 2007, I approved a Sole Source procurement due to the fact that the Veolia Water North America contract was terminated, thereby requiring the City to operate the facilities.

I am now in receipt of your Sole Source Request for the Incinerator Maintenance, Repair, and Replacement of Equipment at R. M. Clayton and Utoy Creek Water Reclamation Centers. As you stated, Industrial Furnace Company, Inc. ("IFCO") is the design manufacturer, which replaced the previous combustion system. IFCO holds the patents on the Multiple Hearth Furnace Burner and Flue Gas Return System. Without these systems it would be impossible for R. M. Clayton and Utoy Creek Water Reclamation Centers to keep up with the required environmental compliance.

Based on our finding, it would be in the best interest of the City to use IFCO as a sole source designee for the Incinerator Maintenance, Repair and Replacement of Equipment at R. M. Clayton and Utoy Creek Water Reclamation Centers. I have determined that your request meets the provisions of § 2-1191, Sole Source Procurement, of the Atlanta Code of Ordinances.

If you have any questions or need additional assistance, please contact Kimberly Lyons, Contracting Officer, at 404-865-8521.

ALS/kml

cc: Mr. Robert J. Hunter
Ms. Sheila Pierce

Part II: Legislative White Paper: (This portion of the Legislative Request Form will be shared with City Council members and staff)

A. To be completed by Legislative Counsel:

Committee of Purview: FINANCE/EXECUTIVE COMMITTEE

Caption: A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE AGREEMENT WITH INDUSTRIAL FURNACE COMPANY, INC. (IFCO), FOR INCINERATOR MAINTENANCE REPAIR AND REPLACEMENT ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED THOUSAND DOLLARS AND NO CENTS (\$400,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID LISTED FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS IN THE FOLLOWING AMOUNTS: \$200,000.00 - 5051 (WATER & WASTEWATER REVENUE FUND) 170204 (DWM TREATMENT PLANT - RM CLAYTON) 5222002 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS) and \$200,000.00 - 5051(WATER & WASTEWATER REVENUE FUND) 170205 (DWM TREATMENT PLANT - UTOY CREEK) 5222999 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS); AND FOR OTHER PURPOSES.

Council Meeting Date: June 1, 2009

Requesting Dept.: Watershed Management

B. To be completed by the department:

1. Please provide a summary of the purpose of this legislation (Justification Statement).

Example: The purpose of this legislation is to anticipate funds from a local assistance grant to purchase child safety seats.

The purpose of this legislation is to seek contract authorization for this Sole Source with Industrial Furnace Company, Inc. (IFCO).

2. Please provide background information regarding this legislation.

Example: The task force of homelessness conducted a study regarding homelessness, its impact and consequences on the City. This resolution reflects the Mayor's desire to open a twenty-four hour center that will respond to the needs of the homelessness in Atlanta.

The Sole Source contract will serve the Department of Watershed bureau of Wastewater Treatment and Collections for upgrades, repair, maintenance to the incinerators for R. M. Clayton and Utoy Creek Water Reclamation Centers.

3. If Applicable/Known:

(a) Contract Type (e.g. Professional Services, Construction Agreement, etc):

(b) Source Selection: X

(c) Bids/Proposals Due:

(d) Invitations Issued:

(e) Number of Bids:

(f) Proposals Received:

(g) Bidders/Proponents:

(h) Term of Contract:

4. Fund Account Center (*Ex. Name and number*): \$400,000.00

\$200,000.00 - 5051 (WATER & WASTEWATER REVENUE FUND) 170204 (DWM TREATMENT PLANT - RM CLAYTON) 5222002 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS)

\$200,000.00 - 5051(WATER & WASTEWATER REVENUE FUND) 170205 (DWM TREATMENT PLANT - UTOY CREEK) 5222999 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS)

Fund: _____ Account: _____ Center: _____

5. Source of Funds: *Example: Local Assistance Grant*

6. Fiscal Impact: (\$400,000.00)

\$200,000.00 - 5051 (WATER & WASTEWATER REVENUE FUND) 170204 (DWM TREATMENT PLANT - RM CLAYTON) 5222002 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS)

\$200,000.00 - 5051(WATER & WASTEWATER REVENUE FUND) 170205 (DWM TREATMENT PLANT - UTOY CREEK) 5222999 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS)

Example: This legislation will result in a reduction in the amount of _____ to Fund Account Center Number _____.

7. Method of Cost Recovery:

Examples:

- a. *Revenues generated from the permits required under this legislation will be used to fund the personnel needed to carry out the permitting process.*

- b. Money obtained from a local assistance grant will be used to cover the costs of this Summer Food Program.***

This Legislative Request Form Was Prepared By: Willie Canidate

TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE

ATTN: GREG PRIDGEON

Dept.'s Legislative Liaison: _____ Maisha L. Wood _____

Contact Number: _____ (404) 330-6887 _____

Originating Department: _____ Department of Watershed Management _____

Committee(s) of Purview: _____ Finance/Executive _____

Chief of Staff Deadline: _____ May 12, 2009 _____

Anticipated Committee Meeting Date(s): _____ May 27, 2009 _____

Anticipated Full Council Date: _____ June 1, 2009 _____

Legislative Counsel's Signature: _____ *[Signature]* _____

Commissioner Signature: _____ *Robert J. Hunter* _____

Chief Procurement Officer Signature: _____ *Adam R. Smith* _____

CAPTION

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SOLE SOURCE AGREEMENT WITH INDUSTRIAL FURNACE COMPANY, INC. (IFCO), FOR INCINERATOR MAINTENANCE REPAIR AND REPLACEMENT ON BEHALF OF THE DEPARTMENT OF WATERSHED MANAGEMENT, IN AN AMOUNT NOT TO EXCEED FOUR HUNDRED THOUSAND DOLLARS AND NO CENTS (\$400,000.00); ALL CONTRACTED WORK SHALL BE CHARGED TO AND PAID LISTED FUND DEPARTMENT ORGANIZATION AND ACCOUNT NUMBERS IN THE FOLLOWING AMOUNTS: \$200,000.00 - 5051 (WATER & WASTEWATER REVENUE FUND) 170204 (DWM TREATMENT PLANT - RM CLAYTON) 5222002 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS) and \$200,000.00 - 5051(WATER & WASTEWATER REVENUE FUND) 170205 (DWM TREATMENT PLANT - UTOY CREEK) 5222999 (REPAIR & MAINTENANCE-EQUIPMENT) 4335000 (SEWAGE TREATMENT PLANTS); AND FOR OTHER PURPOSES.

FINANCIAL IMPACT (if any): \$400,000

Mayor's Staff Only

Received by CPO: _____ Received by LC from CPO: _____

(date)

5/12/09

(date)

Received by Mayor's Office: _____ Reviewed by: _____

(date)

(date)

Submitted to Council: _____

(date)